THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 8812 OF 2007

Dated 5th November, 2007

Between:

Eletipadu Fisherman Co-operative Society,
Registered No.149/D, Eletipadu,
Irragavaram Mandal, West Godavari District,
represented by its President J.Kanakalingeshwar Rao.

…Petitioner.

And

Fisheries Development Officer,
Fisheries Department, Government of A.P.,
Tanuku, West Godavari District and others.

…Respondents.

ORAL ORDER:

In this writ petition, the petitioner seeks directions by way of mandamus to the respondents not to interfere with their fishing rights in the tank, namely, Kambala Cheruvu of Eletipadu village, Iragavaram Mandal, West Godavari District and to fix the upset price for the fishing years 2006-2009.

In the counter affidavit filed on behalf of the respondents, it is stated that the tank in question is set apart for drinking purposes and specific order is passed to that effect by the District Panchayat Officer, Eluru, vide proceedings dated 21.11.2006 in File No.6221/2006-A5(M).

Therefore, in view of the orders of the District Panchayat Officer setting apart the tank in question for drinking purposes, the petitioner is not entitled for the relief sought for in this writ petition. However, it is left open to the petitioner to question the validity of the order passed by the District Panchayat Officer.

The writ petition is accordingly disposed of. No costs.

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5-11-2007 **R.SUBHASH REDDY, J.**

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